

## PATENT

## REMARKS

Claims 1 - 14 and 25 - 34 are pending in the present application. In the above amendments, claim 25 is amended and new claims 44-47 have been added. Applicant respectfully responds to this Office Action.

*Claim Rejections - 35 USC § 103*

1. Claims 1-3, 9, and 11-12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Epstein et al. (6,529,600 B1). Applicants respectfully traverse this rejection.

Applicants respectfully submit that Epstein does not disclose the claimed limitations. Apecifically, Epstein does not disclose "dynamically establishing a frame rate of the video at least partially based on motion in the surveilled location," as claimed in Claim 1. On the contrary, Epstein discloses "frame rate is varied . . . in dependence on the motion in the video," (Col. 4, lines 28-31), meaning that change in frame rate is based on the amount of motion in the video, i.e., "a scene with high speed motion is displayed with a higher rate than slow motion scenes." (Col. 4, lines 34-45). Epstein is concerned with changing the frame rate of a video based on the degree of the motion of scenes in the video, for the purpose of preventing piracy, which is different from changing the frame rate during capturing a video based on the motion of an object being surveilled.

Therefore, since the cited reference does not disclose at least the above limitation, Applicants respectfully request the Examiner to withdraw this rejection.

2. Claims 4-8 are rejected under 35 U.S.C. 103(a) as being unpatentable over Epstein et al. (6,529,600 B1) in view of Monroe (6,518,881 B2).

Applicants agree with the Examiner that Epstein does not disclose transmitting the video to at least one mobile wireless receiver. However, neither Epstein nor Monroe discloses the claimed limitations, specifically "dynamically establishing a frame rate of the video at least partially based on motion in the surveilled location," as discussed above.

Therefore, since the cited references do not disclose at least the above limitation, Applicants respectfully request the Examiner to withdraw this rejection.

## PATENT

3. Claim 10 is rejected under 35 U.S.C. 103(a) as being unpatentable over Epstein et al. (6,529,600 B1) in view of Acosta et al. (6,166,729).

Applicants agree with the Examiner that Epstein does not disclose generating plural videos of respective surveillance locations and routing the videos to respective wireless receivers in response to user requests for videos." However, neither Epstein nor Acosta discloses the claimed limitations, specifically "dynamically establishing a frame rate of the video at least partially based on motion in the surveilled location," as discussed above.

Therefore, since the cited references do not disclose at least the above limitation, Applicants respectfully request the Examiner to withdraw this rejection.

4. Claims 13-14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Epstein et al. and Monroe as applied to claim 4 above, and further in view of Acosta et al. (6,166,729).

Applicants agree with the Examiner that Epstein and Monroe do not disclose "providing at least one conditional access module in a link between the location and receiver to secure the link." However, none of the cited references discloses the claimed limitations, specifically "dynamically establishing a frame rate of the video at least partially based on motion in the surveilled location," as discussed above.

Therefore, since the cited references do not disclose at least the above limitation, Applicants respectfully request the Examiner to withdraw this rejection.

5. Claims 25-29 and 32-34 are rejected under 35 U.S.C. 103(a) as being unpatentable over Naidoo et al. (6,690,411 B2) in view of Epstein et al. (6,529,600 B1).

Applicants respectfully submit that neither Naidoo nor Epstein discloses the claimed limitations. Specifically, neither Naidoo nor Epstein discloses "varying a frame rate associated with the frames based at least in part on motion of at least one object at the location," as claimed in Claim 25. On the contrary, Epstein discloses "frame rate is varied . . . in dependence on the motion in the video," (Col. 4, lines 28-31), meaning that change in frame rate is based on the amount of motion in the video, i.e., "a scene with high speed motion is displayed with a higher rate than slow motion scenes." (Col. 4, lines 34-45). Epstein is concerned with changing the

**PATENT**

frame rate of a video based on the degree of the motion of scenes in the video for the purpose of preventing piracy, which is different from changing the frame rate during capturing a video based on the motion of an object being surveilled.

Therefore, since the cited references do not disclose at least the above limitation, Applicants respectfully request the Examiner to withdraw this rejection.

6. Claims 30-31 are rejected under 35 U.S.C. 103(a) as being unpatentable over Naidoo et al. and Epstein et al. as applied to claim 25 above, and further in view of Monroe (6,518,881 B2).

Applicants agree with the Examiner that Naidoo and Epstein do not disclose transmitting the video feed to at least one mobile wireless receiver for display of the video on a mobile terminal. However, none of the cited references discloses the claimed limitations, specifically "varying a frame rate associated with the frames based at least in part on motion of at least one object at the location," as discussed above.

Therefore, since the cited references do not disclose at least the above limitation, Applicants respectfully request the Examiner to withdraw this rejection.

**New Claims**

Applicants have added claims 44-47, which are directed to the subject matter already claimed in claims 1 and 25. No new matter is introduced.

**PATENT**

**REQUEST FOR ALLOWANCE**

In view of the foregoing, Applicant submits that all pending claims in the application are patentable. Accordingly, reconsideration and allowance of this application are earnestly solicited. Should any issues remain unresolved, the Examiner is encouraged to telephone the undersigned at the number provided below.

Respectfully submitted,

Dated: February 1, 2005

By: Abdollah Katbab  
Abdollah Katbab, Reg. No. 45,325  
(858) 651-4132

QUALCOMM Incorporated  
5775 Morehouse Drive  
San Diego, California 92121  
Telephone: (858) 658-5787  
Facsimile: (858) 658-2502